

1 Adam Hosmer-Henner (NSBN 12779)
 2 Chelsea Latino (NSBN 14227)
 3 Jane Susskind (NSBN 15099)
 4 McDONALD CARANO LLP
 5 100 West Liberty Street, Tenth Floor
 6 Reno, Nevada 89501
 7 (775) 788-2000
 8 ahosmerhenner@mcdonaldcarano.com
 9 clatino@mcdonaldcarano.com
 jsusskind@mcdonaldcarano.com

10 LATHAM & WATKINS LLP
 11 Serrin Turner (*pro hac vice* to be filed)
 12 1271 Avenue of the Americas
 13 New York, New York 10020-4834
 Telephone: +1.212.906.1200
 serrin.turner@lw.com

14 Melanie M. Blunschi (*pro hac vice* to be filed)
 15 505 Montgomery Street, Suite 2000
 San Francisco, California 94111
 Telephone: +1.415.391.0600
 melanie.blunschi@lw.com

16 *Attorneys for Defendant*
 17 *Caesars Entertainment, Inc.*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

18 In re: DATA BREACH SECURITY
 19 LITIGATION AGAINST CAESARS
 20 ENTERTAINMENT, INC.

Master File No. 2:23-cv-01447-ART-BNW

(Consolidated for pre-trial proceedings with
 Case Nos. 2:23-cv-01482, 2:23-cv-01483, 3:23-
 cv-00470, and 2:23-cv-01562)

DEFENDANT CAESARS ENTERTAINMENT, INC.'S MOTION TO CONSOLIDATE LATER-FILED CASES FOR PRE-TRIAL PROCEEDINGS

21
 22
 23 Isaac Dwek, individually and on behalf of all
 others similarly situated,

Case No. 2:23-cv-01659-CDS-EJY

24 Plaintiff,

25 v.

26 Caesars Entertainment, Inc.,

27 Defendant.



100 WEST LIBERTY STREET, TENTH FLOOR • RENO, NEVADA 89501
 PHONE 775.788.2000 • FAX 775.788.2020



100 WEST LIBERTY STREET, TENTH FLOOR • RENO, NEVADA 89501
PHONE 775.788.2000 • FAX 775.788.2020

1 MICHAEL CARROZZELLA, FRANK
2 ANDERSON, AND GREG LEWIS,
3 INDIVIDUALLY AND ON BEHALF OF ALL
4 OTHERS SIMILARLY SITUATED,

5 Plaintiffs,

6 v.

7 Caesars Entertainment, Inc.,

8 Defendant.

Case No. 2:23-cv-01725-RFB-VCF

9 APRIL ELVIDGE, individually and on behalf
10 of all others similarly situated,

11 Plaintiff,

12 v.

13 Caesars Entertainment, Inc.,

14 Defendant

Case No. 2:23-cv-01662-APG-NJK

15 DHAMAN GILL, individually and on behalf
16 of all others similarly situated,

17 Plaintiff,

18 v.

19 Caesars Entertainment, Inc.,

20 Defendant.

Case No. 2:23-cv-01656-CDS-DJA

21 CRYSTAL BREWSTER, individually
22 and on behalf of all others similarly
23 situated,

24 Plaintiffs,

25 v.

26 Caesars Entertainment, Inc.,

27 Defendant

Case No. 3:23-cv-00525-ART-CSD

28

1 OLIVER MCCUSKER, on behalf of himself
 2 and all others similarly situated,

Case No. 2:23-cv-01799-APG-BNW

3 Plaintiff,

4 v.

5 Caesars Entertainment, Inc.,

6 Defendant.

7 Pursuant to Rule 42 of the Federal Rules of Civil Procedure and Paragraph 4 of the Court's
 8 October 26, 2023 Order Consolidating Cases (ECF No. 21), Defendant Caesars Entertainment,
 9 Inc. ("Caesars") through its counsel, files this [Unopposed] motion to consolidate certain later-
 10 filed actions into this Consolidated Action. In support of the Motion, Caesars states as follows:

11 **WHEREAS**, between September 15, 2023 and September 29, 2023, five putative class
 12 actions were filed in this District against Caesars relating to an IT security incident reported by
 13 Caesars on or around September 14, 2023 (the "Earlier-Filed Actions");

14 **WHEREAS**, on October 5, 2023, plaintiffs in the Earlier-Filed Actions filed an unopposed
 15 motion to consolidate the Earlier-Filed Actions, which this Court granted on October 26, 2023,
 16 under the case caption *In re Data Breach Security Litigation Against Caesars Entertainment, Inc.*,
 17 No. 2:23-cv-01447-ART-BNW (ECF No. 21) ("Consolidated Action");

18 **WHEREAS**, after the filing of the motion to consolidate the Earlier-Filed Actions, the
 19 following additional actions were filed against Caesars and are now pending in this District (the
 20 "Later-Filed Actions"):

- 21 1. *Dwek v. Caesars Entertainment, Inc*, No. 2:23-cv-01659-CDS-EJY (removed October
 22 12, 2023);
- 23 2. *Gill v. Caesars Entertainment, Inc.*, No. 3:23-cv-16566-CDS-DJA (filed October 12,
 24 2023);
- 25 3. *Elvidge v. Caesars Entertainment, Inc.*, No. 3:23-cv-01662-APG-NJK (filed October
 26 13, 2023);
- 27 4. *Carrozzella v. Caesars Entertainment, Inc.*, No. 2:23-cv-01725-RFB-VCF (filed
 28 October 24, 2023);

1 5. *Brewster v. Caesars Entertainment, Inc.*, No. 3:23-cv-00525-ART-CSD (filed October
 2 26, 2023); and

3 6. *McCusker v. Caesars Entertainment, Inc.*, No. 2:23-cv-01799-APG-BNW (filed
 4 November 3, 2023).

5 **WHEREAS**, the Later-Filed Actions arise from the same subject matter as the Earlier-
 6 Filed Actions, allege substantially similar facts and claims, and have proposed class definitions
 7 that will encompass the same persons;

8 **WHEREAS**, all parties in the Consolidated Action and in the Later-Filed Actions do not
 9 at this time oppose procedural consolidation of all cases into the Consolidated Action for pre-trial
 10 proceedings under Fed. R. Civ. P. 42(a);

11 **WHEREAS**, the parties anticipate that additional actions may be filed in or transferred to
 12 this District, and believe that a streamlined procedure to have any such cases consolidated into the
 13 Consolidated Action would promote efficiency, judicial economy, and conserve resources;

14 **WHEREAS**, Caesars takes no position on any forthcoming leadership motion, while
 15 expressly otherwise reserving all of its rights, remedies, defenses, objections, and legal arguments;

16 **WHEREAS**, in an effort to ensure consistent rulings and decisions and to avoid
 17 unnecessary duplication of effort, Caesars, without opposition, moves this Court for entry of an
 18 order consolidating the Later-Filed Actions into the Consolidated Action, and all actions that may
 19 subsequently be filed in or transferred to this District arising from the same subject matter, for
 20 pre-trial proceedings;

21 NOW, THEREFORE, Caesars submits the following to the Court for approval:¹

22 1. The following actions are hereby consolidated for all pre-trial proceedings into the
 23 Consolidated Action, captioned *In re Data Breach Security Litigation Against Caesars*
 24 *Entertainment, Inc.* No. 2:23-cv-01447-ART-BNW.

25 ///

26 ///

27
 28 ¹ See Proposed Order attached hereto as **Exhibit 1**.

Abbreviated Case Name	Case No.	Date Filed
Gill v. . Caesars Entertainment, Inc.	2:23-cv-01656	October 12, 2023
Dwek v. Caesars Entertainment, Inc.	2:23-cv-01659	October 12, 2023
Elvidge v. Caesars Entertainment, Inc.	2:23-cv-01662	October 13, 2023
Carrozzella v. Caesars Entertainment, Inc.	2:23-cv-01725	October 23, 2023
Brewster v. Caesars Entertainment, Inc.	3:23-cv-00525	October 26, 2023
McCusker v. Caesars Entertainment, Inc.	3:23-cv-01799	November 3, 2023

2. If a case arising out of the same subject matter as the Consolidated Action is or has
 been subsequently filed in this District or transferred from another District, it will be consolidated
 into this action and administratively closed, without further order of the Court. A party in such
 action wishing to object to consolidation must file an application for relief from this order within
 ten (10) days after the date on which the party's counsel receives a copy of this order.

Dated: November 3, 2023.

Respectfully submitted,

By: /s/ Adam Hosmer-Henner
 Adam Hosmer-Henner (NSBN 12779)
 Chelsea Latino (NSBN 14227)
 Jane Susskind (NSBN 15099)
 McDONALD CARANO LLP
 100 West Liberty Street, Tenth Floor
 Reno, Nevada 89501
 (775) 788-2000
 ahosmerhenner@mcdonaldcarano.com
 clatino@mcdonaldcarano.com
 jsusskind@mcdonaldcarano.com

LATHAM & WATKINS LLP
 Serrin Turner (*pro hac vice* to be filed)
 1271 Avenue of the Americas
 New York, New York 10020-4834
 Telephone: +1.212.906.1200
 serrin.turner@lw.com

Melanie M. Blunschi (*pro hac vice* to be filed)
 505 Montgomery Street, Suite 2000
 San Francisco, California 94111
 Telephone: +1.415.391.0600
 melanie.blunschi@lw.com

Attorneys for Defendant
 Caesars Entertainment, Inc.

